

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

**APR 12 1989**

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... **APR 25, 1980 under 39799**

The applicant **Jack & Joan Vogt**.....

**Star Rt. Box 41-5**....., of **Goldfield**.....  
Street and No. or P.O. Box No. City or Town

**Nevada 89013**....., hereby make..... application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... **Underground (Marathon Well)**  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... **0.5 C.F.S.**.....second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... **Stockwater**  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered..... **1,000 Head-Cattle**

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... **On unsurveyed land-19,800**  
Describe as being within a 40-acre subdivision of public  
**feet N. 26°45'W. from the S.W. corner, Sec. 34, Twn6S, R.39E. being**  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
**within the S.E.¼ N.E.¼, Sec. 23, T7S, R.39E, M.D.B.M.**

6. Place of use..... **S.E.¼ N.E.¼, Sec. 23, T7S, R39E MDB.M.**  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about..... **January 1**..... and end about..... **December 31**....., of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... **Drilled Well**  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... **4,500.00**

10. Estimated time required to construct works.....Two Years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....Two Years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please use map filed under #39801

By /s/ Jack N. Vogt  
Star Rte Box 41-5  
Goldfield, Nev 89013

Compared kh/ se bp/vw

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.031 cubic feet per second, or sufficient to water 1,000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before April 19, 1992

Proof of completion of work shall be filed on or before May 19, 1992

Application of water to beneficial use shall be made on or before April 19, 1994

Proof of the application of water to beneficial use shall be filed on or before May 19, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
Proof of beneficial use filed office, this 19th day of April  
Cultural map filed A.D. 1990  
Certificate No. Issued

R. Michael Turnipseed P.E.  
State Engineer

CANCELLED JUL 20 1995 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
R. Michael Turnipseed P.E.  
STATE ENGINEER